## UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

LAUREN VARALLO, Plaintiff,

v.

TOWN OF NANTUCKET-POLICE DEPARTMENT, and JAMES SAMSON, Defendants. CIVIL ACTION NO: 05-11547RWZ

#### PLAINTIFF'S AFFIDAVIT OF PROOF OF SERVICE

- I, Bradley M. Henry, attorney for the Plaintiff, LAUREN VARALLO, hereby certify that service of process in the above-captioned case was made upon the following:
- 1. **Defendant, Town of Nantucket-Police Department.** Copies of the Summons, Complaint and Demand for Jury Trial, and Civil Action Cover Sheet, were served upon C. Elizabeth Gibson, Town Administrator, and Michael Glowacki, Chair-Board of Selectmen, by leaving copies with Ann McAndrew in the Board of Selectmen's office; and by leaving copies with Sheila Clinger at the Town of Nantucket Police Department, who accepted service on behalf of Police Chief William Pittman, on November 1, 2005, by process server Richard M. Bretschneider, Nantucket County Sheriff, as per the attached copy of the Sheriff's Return of Service (**Exhibit A, B & C**).
- 2. **Defendant, James Samson.** Copies of the Summons, Complaint and Demand for Jury Trial, and Civil Action Cover Sheet, were served upon James Samson at 39G Shore Drive, Peabody, MA 01960, by in-hand service by Deputy Sheriff Phillip Bouchard of the Essex County

Sheriff's Department, on October 25, 2005, as per the attached copy of the Sheriff's Return of Service. (Exhibit D).

Dated this 14th day of November, 2005.

Respectfully submitted,

Plaintiff, LAUREN VARALLO, by her attorneys,

/s/ Bradley M. Henry

Bradley M. Henry, BBO No. 559501 Peter J. Black, BBO No. 044407 Meehan, Boyle, Black & Fitzgerald, P.C. Two Center Plaza, Suite 600 Boston, MA 02108 (617) 523-8300

#### **CERTIFICATE OF SERVICE**

I, Bradley M. Henry, certify that on November 14, 2005, I served the foregoing Plaintiff's Affidavit of Proof of Service, by delivering an exact copy thereof via First Class U.S. Mail, postage prepaid, to C. Elizabeth Gibson, Town Administrator-Town of Nantucket, Town & County Building, 16 Broad St., Nantucket, MA 02554; Michael Glowacki, Chair-Board of Selectmen, Town of Nantucket, Town & County Building, 16 Broad St., Nantucket, MA 02554; William Pittman, Chief of Police, Town of Nantucket Police Department, 20 South Water St., Nantucket, MA 02554; and James Samson, 39G Shore Drive, Peabody, MA 01960.

> /s/ Bradley M. Henry Bradley M. Henry

### UNITED STATES DISTRICT COURT

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District of MASSACHUSETTS

LAUREN VARALLO

SUMMONS IN A CIVIL CASE

TOWN OF NANTUCKET-POLICE DEPARTMENT and JAMES SAMSON

0.5 - 1.1 5 4 7 RWZ

TO: (Name and address of Defendant)

C. Elizabeth Gibson, Town Administrator Town of Nantucket- Town & County Building 16 Broad St. Nantucket, MA 02554

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)
Bradley M. Henry, Esq., Meehan, Boyle, Black & Fitzgerald, P.C.
Two Center Plaza, Suite 600, Boston, MA 02108

an answer to the complaint which is her	ewith served upon you, within	20	days after service of this
summons upon you, exclusive of the da	y of service. If you fail to do so	, judgment by defau	It will be taken against you for
the relief demanded in the complaint.	You must also file your answer	r with the Clerk of	this Court within a reasonable
period of time after service.			
	(8)		

SARAH A. THORNTON

MUL 2 1 2005

CLERK

DATE

(By) DEPUTY CLERK

Service of the Summons and complaint was made by me <sup>(1)*</sup>   November 1, 2005		RETURN	OF SERVICE
Served personally upon the third-party defendant. Place where served:	Service of the Summons	and complaint was made by me(1)	
Served personally upon the third-party defendant. Place where served:	E OF SERVER (PRINT) Richard M. Bretsch	nneider	TITLE
Statement of Service personally upon the third-party defendant. Place where served:    Statement of person with whom the summons and complaint were left: Left copies with Ann McAndrew, in the Board of Selectman's office, 16 Broad Street, Nantucket, MA 02554.    Returned unexecuted:   STATEMENT OF SERVICE FEES			
Address of Server    Statement of the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.    Name of person with whom the summons and complaint were left:   Left copies with Ann McAndrew, in the Board of Selectman's office, 16 Broad Street, Nantucket, MA 02554.    Returned unexecuted:     STATEMENT OF SERVICE FEES   TOTAL \$35.40			
Name of person with whom the summons and complaint were left:  Left copies with Ann McAndrew, in the Board of Selectman's office, 16 Broad Street, Nantucket, MA 02554.  Returned unexecuted:  STATEMENT OF SERVICE FEES  TOTAL \$35.40  DECLARATION OF SERVER  I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.  Executed on November 1. 2005  Date  NantucketCounty Sheriff  16 Broad St., PO Box 419, Nantucket, MA 02554  Address of Server	Left copies thereof a	at the defendant's dwelling house or u	
STATEMENT OF SERVICE FEES  SERVICES  DECLARATION OF SERVER  I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.  Executed on November 1, 2005  Date  Significant M. Bretschneider NantucketCounty Sheriff  16 Broad St., PO Box 419, Nantucket, MA 02554  Address of Server	Name of person with the Board of Sele	n whom the summons and complaint weetman's office. 16 Broad	Street, Nantucket, MA 02554
DECLARATION OF SERVER  I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.  Executed on November 1, 2005 Date  Signification W. Bretschneider NantucketCounty Sheriff  16 Broad St., PO Box 419, Nantucket, MA 02554  Address of Server	Other (specify):		
DECLARATION OF SERVER  I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.  Executed on November 1, 2005  Date  Significant W. Bretschneider NantucketCounty Sheriff  16 Broad St., PO Box 419, Nantucket, MA 02554  Address of Server		STATEMENT (	OF SERVICE FEES
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.  Executed on November 1, 2005  Date  Significant M. Bretschneider NantucketCounty Sheriff  16 Broad St., PO Box 419, Nantucket, MA 02554  Address of Server	EL		TOTAL
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.  Executed on November 1. 2005  Date  Significant M. Bretschneider NantucketCounty Sheriff  16 Broad St., PO Box 419, Nantucket, MA 02554  Address of Server		5 A.	333.40
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	contained in the Return	er penalty of perjury under the laws of of Service and Statement of Service and Service	The United States of America that the foregoing information Fees is true and correct.  M. Bretschneider County Sheriff  ., PO Box 419, Nantucket, MA 02554
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	Executed on Novemb	er penalty of perjury under the laws of of Service and Statement of Service er 1. 2005  Date  Significant Nantucket  16 Broad St  Address of Server	The United States of America that the foregoing information Fees is true and correct.  M. Bretschneider County Sheriff ., PO Box 419, Nantucket, MA 02554
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### UNITED STATES DISTRICT COURT

BOSTON

District of

MASSACHUSETTS

LAUREN VARALLO

SUMMONS IN A CIVIL CASE

V.

TOWN OF NANTUCKET-POLICE DEPARTMENT and JAMES SAMSON

05-11547RWZ

CASE NUMBER:

TO: (Name and address of Defendant) Michael Glowacki, Chair-Board of Selectmen Town of Nantucket-Town & County Building 16 Broad St. Nantucket, MA 02554

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Bradley M. Henry, Esq. Meehan, Boyle, Black & Fitzgeerald, P.C Two Center PLAZA Suite 600 Boston, MA 02108

an answer to the complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

SARAH A. THORNTON

CLERK

(By) DEPUT

	RETURN	OF SERVICE
Service of the Summons ar	nd complaint was made by me(1)	DATE November 1, 2005
ME OF SERVER (PRINT) Richard M. Brets	schneider	TITLE Nantucket County Sheriff
Check one box below to indic	ate appropriate method of service	
☐ Served personally upo	n the third-party defendant. Place	where served:
Left copies thereof at t discretion then residing	he defendant's dwelling house or u g therein.	isual place of abode with a person of suitable age and
Board of Select	whom the summons and complaint than 's Office, 16 Broad	were left: Left with Ann McAndrew, in the St., Nantucket, MA 02554.
☐ Other (specify):		
	STATEMENT (	OF SERVICE FEES
AVEL	SERVICES	TOTAL\$35.40
	DECLADATI	ION OF SERVER
	DECLARATI	TON OF SERVER
Executed on November	Date Richard Sem	Wer Bretschneider et County Sheriff
	Address of Serve 16 Broad	St., PO Box 419, Nantucket, MA 02554
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#### UNITED STATES DISTRICT COURT

BOSTON

District of

MASSACHUSETTS

LAUREN VARALLO

SUMMONS IN A CIVIL CASE 15.47 RWZ

TOWN OF NANTUCKET-POLICE DEPARTMENT and JAMES SAMSON

CASE NUMBER:

TO: (Name and address of Defendant) William Pittman, Chief of Police Town of Nantucket Police Department 20 South Water St. Nantucket, MA 02554

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Bradley M. Henry, Esq. Meehan, Boyle, Black & Fitzgerald, P.C. Two Center Plaza Suite 600 Boston, MA 02108

an answer to the complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also the your answer with the Clerk of this Court within a reasonable period of time after service.

SARAH A. THORNTON

CLERK

DATE

2 1 2005

(By) DEPUTY CLER

		The state of the s	
	RETURN	OF SERVICE	
	complaint was made by me(1)	November 1, 2005	
NAME OF SERVER (PRINT)  Richard M. Bretso	chneider	TITLE Nantucket County Sheriff	
Check one box below to indicat	e appropriate method of service	е	
☐ Served personally upon	the third-party defendant. Place	where served:	
☐ Left copies thereof at the discretion then residing	e defendant's dwelling house or u therein.	usual place of abode with a person of suitable age and	
Name of person with wh	om the summons and complaint	were left:	
☐ Returned unexecuted: _			
Other (specify):	served in hand to Sh epartment, who accep	neila Clinger, at the Nantucket Police oted for Chief William Pittman.	
	STATEMENT (	OF SERVICE FEES	
TRAVEL	SERVICES	TOTAL 35.40	
	DECLARATI	ION OF SERVER	
Executed on November	ate SiRingharten	Mr. Bretschneider, Nantucket County Sherif St., PO Box 419, Nantucket, MA 02554	f
	Address of Serve	:r	
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# United States District Court

BOSTON

DISTRICT OF MASSACHUSETTS

LAUREN VARALLO

SUMMONS IN A CIVIL ACTION

v

CASE NUMBER:

TOWN OF NANTUCKET-POLICE DEPARTMENT and JAMES SAMSON

05-11547 RWZ

TO: (Name and Address of Defendant) Mr. James Samson 39 G Shore Drive Peabody, MA 01960

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon

PLAINTIFF'S ATTORNEY (name and address)

Bradley M. Henry, Esq. Meehan, Boyle, Black & Fitzgerald, P.C. Two Center Plaza, Suite 600 Boston, MA 02108

an answer to the complaint which is herewith served upon you, within <u>twenty (20)</u> days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

SARAH A. THORNTON

10-17-05

DATE

BY DEPUTY OLERK

	RETURN OF SERV	ICE
Coming of the Comment of Comment	DATE	
Facey County S	hariff's Danartment • PO Boy 2019	• Salem, MA 01970 • 978-750-1900 ext. 3590
Essex, ss.	meriii s bepartinent v PO Box 2019	
		October 25, 2005
in this action in the follow Shore Drive, Peabody, M	and demand for trial by jury and st	
Deputy Sheriff Phillip Boucha	urd	Phillip Bouchaul Deputy Sheriff #969
	STATEMENT OF SERVICE	
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<sup>1)</sup> As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.